

EXPRESS MAIL LABEL

PTO/SB/01 (6-95)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

O I P E
SEP 13 2001
PATENT & TRADEMARK OFFICE

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

Declaration Submitted with Initial Filing OR Declaration Submitted after Initial Filing

U.S. Department of Commerce Patent and Trademark Office	Attorney Docket Number	650053.91134
	First Named Inventor	John W. Lough, Jr.
COMPLETE IF KNOWN		
Application Number	09/851,516	
Filing Date	05/08/01	
Group Art Unit	1646	
Examiner Name		

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**BONE MORPHOGENETIC AND FIBROBLAST GROWTH FACTOR
COMPOSITIONS AND METHODS FOR THE INDUCTION OF CARDIOGENESIS**

the specification of which

(Title of the Invention)

is attached hereto

OR

was filed on (MM/DD/YYYY) 05/08/2001 as United States Application Number or PCT International

Application Number

09/851,516

and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign applications numbers are listed on a supplemental priority sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority sheet attached hereto.
60/024,602	08/16/1996	

Burden Hour Statement: This form is estimated to take .4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231. QBMAD:310181

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DECLARATION

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I hereby claim benefit under Title 35, United States Code §120 of any United States application(s), or §365(C) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or PCT international application in the manner provided in the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
09/056,513	PCT/US97/14229	04/07/1998	

Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and all continuation and divisional applications based thereon, and to transact all business in the Patent and Trademark Office connected therewith:

Firm Name _____ Customer or label Number _____
OR
 List attorney(s) and/or agent(s) name and registration number below

Name	Registration Number	Name	Registration Number
Herbert W. Mylius	24,578	Bennett J. Berson	37,094
Barry E. Sammons	25,608	Michael A. Jaskolski	37,551
Charles W. Jirauch	26,186	Richard T. Roche	38,599
Nicholas J. Seay	27,386	Terri S. Flynn	41,756
George E. Haas	27,642	John T. Pienkos	42,997
Michael J. McGovern	28,326	Daniel G. Radler	43,028
Carl R. Schwartz	29,437	Gregory M. Smith	43,136
Keith M. Baxter	31,233	Steven J. Wietrzny	44,402
John D. Franzini	31,356	Paul D. Amrozowicz	45,264
Janine R. Novatt	32,593	David M. Kettner	45,598
Jean C. Baker	35,433	Adam J. Forman	46,707
David G. Ryser	36,407	Zhibin Ren	47,897

Additional attorney(s) and/or agents named on a supplemental priority sheet attached hereto

Please direct all correspondence to Customer Number or label _____ OR Fill in correspondence address below

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name of Sole or First Inventor:		A petition has been filed for this unsigned inventor							
Given	John	Middle	W.	Family	Lough			Suffix	Jr.
Inventor's Signature	<i>John W. Lough</i>							Date	8/30/01
Residence:	Elm Grove			State	WI	Country	U.S.	Citizenship	U.S.
Post Office	13425 Nicolet Ave.								
Post Office									
City	Elm Grove	State	WI	Zip	53122-1731	Country	U.S.	Applicant Authority	
<input checked="" type="checkbox"/>	Additional inventors are being named on supplemental sheet(s) attached hereto								

Please type a plus sign (+) inside this box



DECLARATION

ADDITIONAL INVENTOR(S) Supplemental Sheet

Name of Additional Joint Inventor, if any: _____ A petition has been filed for this unsigned inventor

Given	Matthew	Middle	R.	Family	Barron	Suffix	
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Inventor's	<i>Matthew R. Barron</i>					Date	9/14/01
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Residence:	Houston	State	TX	Country	U.S.	Citizenship	U.S.
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Post Office	5454 Newcastle						
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Post Office	#1127						
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City	Houston	State	TX	Zip	77081	Country	U.S.	Applicant Authority
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Name of Additional Joint Inventor, if any: _____ A petition has been filed for this unsigned inventor

Given		Middle Initial		Family Name		Suffix	
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Inventor's						Date	
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Residence:		State		Country		Citizenship	
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Name of Additional Joint Inventor, if any: _____ A petition has been filed for this unsigned inventor

Given		Middle		Family		Suffix	
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Inventor's						Date	
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Residence:		State		Country		Citizenship	
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City		State		Zip		Country		Applicant Authority
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Name of Additional Joint Inventor, if any: _____ A petition has been filed for this unsigned inventor

Given		Middle		Family		Suffix	
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Inventor's						Date	
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Residence		State		Country		Citizenship	
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City		State		Zip		Country		Applicant Authority
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Additional inventors are being named on supplemental sheet(s) attached hereto